



Rep. Bob Morgan

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10200HB0705ham002

LRB102 10392 CPF 25199 a

1 AMENDMENT TO HOUSE BILL 705

2 AMENDMENT NO. _____. Amend House Bill 705 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Underground Natural Gas Storage
5 Safety Act is amended by changing Section 5 and by adding
6 Section 27 as follows:

7 (415 ILCS 160/5)

8 Sec. 5. Definitions. As used in this Act, unless the
9 context otherwise requires:

10 "Commission" means the Illinois Commerce Commission.

11 "Contaminant" means gas, salt water, or any other
12 deleterious substance released from an underground natural gas
13 storage facility.

14 "Department" means the Department of Natural Resources.

15 "Director" means the Director of Natural Resources.

16 "Downhole" means the portion of the underground natural

1 gas storage facility from the first flange attaching the
2 wellhead to the pipeline equipment and continuing down the
3 well casing to and including the storage reservoir.

4 "Federal Act" has the meaning given to that term in the
5 Illinois Gas Pipeline Safety Act.

6 "Gas" means natural gas.

7 "Notice of probable violation" means a written notice,
8 satisfying the criteria set forth in Section 35, given by the
9 underground natural gas storage safety manager to a person who
10 operates an underground natural gas storage facility that
11 identifies a failure of such person to comply with the
12 provisions of this Act or the provisions of 49 U.S.C. Chapter
13 601 concerning underground natural gas storage facilities, or
14 any Department order or rule issued under this Act, and may
15 include recommendations for a penalty in connection therewith,
16 subject to the terms of this Act.

17 "Person" means an individual, firm, joint venture,
18 partnership, corporation, company, limited liability company,
19 firm, association, municipality, cooperative association, or
20 joint stock association. "Person" includes a trustee,
21 receiver, assignee, or personal representative thereof.

22 "Underground natural gas storage facility" means a gas
23 pipeline facility that stores natural gas in an underground
24 facility, including a depleted hydrocarbon reservoir, an
25 aquifer reservoir, and a solution-mined salt cavern reservoir.

26 "Underground natural gas storage safety manager" means the

1 manager of the Department's Underground Natural Gas Storage
2 Safety Program or other staff of the Department assigned to
3 underground natural gas storage safety issues.

4 "Verified facility release" means:

5 (1) there is an unintentional gas release that
6 originates within a quarter mile of an underground natural
7 gas storage facility;

8 (2) the gases from the release are collected and
9 tested, either by the underground natural gas storage
10 facility's owner and operator or paid for by the
11 underground natural gas storage facility's owner and
12 operator, using gas chromatography or isotopic analysis;
13 and

14 (3) the gases' composition has markers of thermogenic
15 origins that are indicative of pipeline gas.

16 (Source: P.A. 100-1172, eff. 1-4-19.)

17 (415 ILCS 160/27 new)

18 Sec. 27. Verified facility release. In the case of a
19 verified facility release, such as a natural gas incident as
20 defined under 62 Ill. Adm. Code 240.1805, in addition to any
21 remedial or administrative duty ordered by any authorized
22 State or federal agency, the owner and operator of the
23 underground natural gas storage facility is responsible for
24 the following:

25 (1) Collection and testing of any gases released or

1 found within a quarter mile of the underground natural gas
2 storage facility.

3 (2) Installation and maintenance of monitors in
4 affected areas, including homes, in accordance with the
5 Illinois Plumbing Licensing Law and any rules adopted
6 thereunder.

7 (3) Offering and maintaining gas-water separators in
8 affected areas, including homes, in accordance with the
9 Illinois Plumbing Licensing Law and any rules adopted
10 thereunder.

11 (4) Providing lodging accommodations when alerts from
12 gas detectors are active and levels are explosive.

13 (5) Undertaking a comprehensive inspection of the
14 underground natural gas storage facility's wells that
15 shall be completed by a licensed engineering firm.

16 (6) Setting routine scheduled testing of property
17 within the contamination area.

18 Section 99. Effective date. This Act takes effect upon
19 becoming law.".